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**UNITED STATES DISTRICT COURT****DISTRICT OF NEVADA**

BOARD OF TRUSTEES OF THE  
 PAINTERS AND FLOORCOVERERS  
 JOINT COMMITTEE, et al.,

Plaintiffs,

vs.

SUPER STRUCTURES INC., a Nevada  
 corporation dba SUPER STRUCTURES, et  
 al.,

Defendants.

CASE NO.: 2:18-cv-01364-GMN-EJY

**JOINT MOTION FOR SETTLEMENT  
 CONFERENCE AND TO EXTEND  
 DEADLINES TO FILE JOINT PRE-  
 TRIAL ORDER (FOURTH REQUEST)**

Date: N/A  
 Time: N/A

Plaintiffs ("Plaintiffs" or "Trusts"), by and through their attorneys, Christensen James & Martin, Chtd., and Defendants, Super Structures Inc., Super Structures, Inc., Tracey Reynolds, Robert Reynolds, and Western National Mutual Insurance Company ("Defendants"), by and through their attorneys, Cook & Kelesis, Ltd., pursuant to LR IA 6-1 and LR 16-5, hereby jointly move and request this Court's Order:

- 1) Continuing the deadline for submission of the Joint Pretrial Order; and
- 2) Setting a formal Settlement Conference with a United States Magistrate Judge.

This is the Parties' fourth request for extension of the deadline for the Joint Pretrial Order.

**POINTS AND AUTHORITIES**

On November 30, 2020, this Court entered its Order [ECF No. 62] granting Plaintiffs' Motion for Summary Judgment against Defendants Super Structures, denying Defendants' Motion for Summary Judgment, denying as moot Plaintiffs' Motion to Strike, and denying as moot Defendants' Motion for Leave to File Excess Pages ("Summary Judgment Order"). The

1 Summary Judgment Order set deadlines for the filing of a Status Report and Joint Pretrial  
2 Order, which were extended by stipulation and Court Orders dated December 22, 2020 (First  
3 Request) [ECF No. 66], January 20, 2021 (Second Request) [ECF No. 70], and January 28,  
4 2021 (Third Request) [ECF No. 74].

5 On December 14, 2020, Plaintiffs filed a Motion for Award of Attorney's Fees and  
6 Costs Against Judgment Debtors Super Structures, Inc. and Super Structures Inc. [ECF No. 63]  
7 ("Attorney's Fees Motion") based on this Court's Summary Judgment Order. Defendants filed  
8 an Opposition [ECF No. 71] to the Attorney's Fees Motion on January 26, 2021. Plaintiffs file  
9 a Reply [ECF No. 76] in Support of the Attorney's Fees Motion on February 26, 2021. The  
10 Attorney's Fee Motion has now been fully briefed and is ripe for the Court's decision.

11 On January 11, 2021, Plaintiffs filed the Status Report [ECF No. 68] detailing their  
12 remaining claims in this Case.

13 On January 26, 2021, Defendants filed a Motion for Reconsideration [ECF No. 72] of  
14 this Court's Summary Judgment Order. Plaintiffs filed an Opposition [ECF No. 75] to the  
15 Motion for Reconsideration on February 26, 2021. Defendants' Reply brief in Support of the  
16 Motion for Reconsideration is due March 15, 2021. The Parties do not seek an extension of this  
17 deadline. Once Defendants' Reply is filed, the Motion for Reconsideration will be fully briefed  
18 and ripe for the Court's decision.

19 As previously reported, in addition to briefing on the Attorney's Fee Motion and the  
20 Motion for Reconsideration, the Parties have been attempting to reach settlement. While the  
21 Parties have made substantial progress toward that goal, the Parties agree that further settlement  
22 would be greatly assisted by a mandatory Settlement Conference with a United States  
23 Magistrate Judge. The Parties also agree that the Court should proceed with decision on both  
24 the Attorney's Fee Motion and the Motion for Reconsideration in the ordinary course and not  
25 be delayed by any Settlement Conference.

26 The current deadline for the Joint Pretrial Order is March 1, 2021 [ECF No. 74]. Good  
27 cause exists to continue the deadline for the Joint Pretrial Order because there is a Motion for  
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Reconsideration pending that may impact the remaining claims in this Case and the Parties have requested a Settlement Conference. Further, continuing the deadline will allow the Parties to focus their efforts on settlement without the need to prepare for trial. As stated above, this is the Parties' fourth request to continue the deadline for submission of the Joint Pretrial Order. This request is not sought for any improper purpose or other purpose of delay. The Parties respectfully submit that the reasons set forth above constitute good cause for the matters requested above.

Therefore, the Parties respectfully request that the Court issue an Order requiring the Parties to attend a mandatory Settlement Conference with a United States Magistrate Judge to be scheduled at the Court's earliest convenience. The Parties also request that the Court proceed with decision of the pending Motions in the ordinary course. Further, the Parties request that the deadline for submission of the Joint Pretrial Order be continued until thirty (30) days after completion of the Settlement Conference if the case does not settle.

Dated this 1st day of March 2021.

Submitted & Approved by:  
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Approved by:  
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Inc., et al.*

**IT IS HEREBY ORDERED that the Joint Motion for Settlement Conference (ECF No. 77) is GRANTED.**

**IT IS FURTHER ORDERED that the Court will issue a separate order scheduling the settlement conference.**

  
**UNITED STATES MAGISTRATE JUDGE**

**Dated: March 2, 2021**